BORA LASKIN LAW LIBRARY
3 1761 06101663 0

UNIVERSITY OF TORONTO
FACULTY OF LAW

COPYRIGHT, TRADEMARK, PATENT

VOLUME 3: PATENT

Professor Abraham Drassinower

Winter 2011

Storage
KE
2798.5
.D73
2011
v.3
c.1

ese materials are solely for the classroom use of students in the Faculty of Law,
University of Toronto

BORA LASKIN LAW LIBRARY
FEB - 9 2011
FACULTY OF LAW
UNIVERSITY OF TORONTO

COPYRIGHT, TRADEMARK, PATENT

VOLUME 3: PATENT

Professor Abraham Drassinower

Winter 2011

These materials are solely for the classroom use of students in the Faculty of Law, University of Toronto

Digitized by the Internet Archive
in 2018 with funding from
University of Toronto

https://archive.org/details/copyrighttradema03dras_0

Volume 3
Patents
Table of Contents

Presumption of Validity

Diversified Products Corp. v. Tye-Sil Corp. (1991), 35 C.P.R. (3d) 350 (F.C.A.) 1

Novelty

Reeves Brothers Inc. v. Toronto Quilting & Embroidery Ltd. (1978), 43 C.P.R. (2d) 145 (F.C.T.D.) 4
Diversified Products Corp. v. Tye-Sil Corp. (1991), 35 C.P.R. (3d) 350 (F.C.A.) 8
Apotex Inc. v. Sanofi-Synthelabo Canada Inc., 2008 SCC 61 15

Obviousness/Inventive Step

Beecham Canada Ltd. et al. v. Procter & Gamble Co. (1982), 61 C.P.R. (2d) 1 (F.C.A.) 26
Beloit Canada Ltd. et al. v. Valmet Oy (1986), 8 C.P.R. (3d) 289 (F.C.A.) 27
Diversified Products Corp. v. Tye-Sil Corp. (1991), 35 C.P.R. (3d) 350 (F.C.A.) 29
Apotex Inc. v. Sanofi-Synthelabo Canada Inc., 2008 SCC 61 38

Utility

X v. Commissioner of Patents (1981), 59 C.P.R. (2d) 7 (F.C.A.) 52
Minerals Separation North American Corp. v. Noranda Mines Ltd. (1952), 15 C.P.R. 133 (J.C.P.C.) 55
Burton Parsons Chemicals, Inc. v. Hewlett-Packard (Canada) Ltd., [1976] 1 S.C.R. 555 (S.C.C.) 60
Apotex Inc. v. Wellcome Foundation Ltd., [2002] 4 S.C.R. 153 67

Subject Matter

Harvard College v. Canada (Commissioner of Patents), [2002] 4 S.C.R. 45 89

Sufficiency of the Patent Specification

Consolboard Inc. v. MacMillan Bloedel (Saskatchewan) Ltd., [1981] 1 S.C.R. 504 (S.C.C.) 146
Beecham Canada Ltd. et al. v. Procter & Gamble Co. (1982), 61 C.P.R. (2d) 1 (F.C.A.) 157

Infringement

Catnic Components Ltd. v. Hill and Smith Ltd., [1982] R.P.C. 183 (H.L.) 169
Beecham Canada Ltd. et al. v. Procter & Gamble Co. (1982), 61 C.P.R. (2d) 1 (F.C.A.) 174
O'Hara Manufacturing Ltd. v. Eli Lilly & Co. (1989), 26 C.P.R. (3d) 1 (F.C.A.) 178
Camco Inc. and General Electric Company v. Whirlpool Corporation and Inglis Ltd.,
[2000] 2 S.C.R. 1067, (S.C.C.) 184